

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 00-61 (As Amended)

Introduced by Council President Hirsch at the request of the County Executive

Legislative Day No. 00-33 Date November 21, 2000

AN ACT to add new Article XXXVIII, ~~Harford County Airport~~ Phillips Airfield Authority, to Part 5, Quasi-Governmental Agencies, of Chapter 9, Boards, Councils, Agencies, of the Harford County Code, as amended; to create the ~~Harford County Airport~~ Phillips Airfield Authority, specifying procedures with respect to selection of the chairman and members of the ~~Airport~~ Phillips Airfield Authority, establishing meeting requirements, establishing terms of offices, authorizing the ~~Airport~~ Phillips Airfield Authority to borrow, issue and sell its bonds or other form of indebtedness for the purposes of the ~~Airport~~ Phillips Airfield Authority, authorizing the creation, establishment and financing of economic development facilities; and generally providing for and determining various matters in connection therewith.

By the Council, November 21, 2000

Introduced, read first time, ordered posted and public hearing scheduled

on: December 19, 2000

at: 6:55 p.m.

By Order: James E. Massey, Jr., Council Administrator

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on December 19, 2000 and concluded on January 2, 2001.

James E. Massey, Jr., Council Administrator

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

WHEREAS, in accordance with the provisions of Chapter 535 of the laws of Maryland of 1996 (House Bill 1294), the Maryland General Assembly enacted Article 13 of the Public Local Laws of Maryland, creating a new Part 5 of Chapter 9 of the Harford County Code ("Code") ("Quasi-Governmental Agencies"), authorizing Harford County to establish by local law a revenue authority to provide for affordable housing, senior housing, parks and recreation activities, economic development and utility facilities for, among other purposes, economic development in Harford County; and

WHEREAS, the powers, rights, obligations and duties as established in HB 1294, including the selection of members, meetings, incurrence of debt and all other matters ~~relating to the Harford County Revenue Authority~~, shall be utilized through the creation of a Harford County Airport the Phillips Airfield Authority to be governed and determined by Chapter 9, Board, Councils and Agencies, of Part 5, Quasi-Governmental Agencies, Article XXXVII, Harford County Revenue Authority, of the Harford County Code.

NOW, THEREFORE, in accordance with the provisions of Chapter 535 of the laws of Maryland of 1996 (House Bill 1294), the Charter of Harford County, Maryland, the Code and the laws of the State of Maryland:

Section 1. Be It Enacted by the County Council of Harford County, Maryland, that new Article XXXVIII, ~~Harford County Airport~~ Phillips Airfield Authority, be, and it is hereby, added to Part 5, Quasi-Governmental Agencies, of Chapter 9, Boards, Councils, Agencies, of the Harford County Code, as amended, to read as follows:

Chapter 9. Boards, Councils, Agencies

Part 5. Quasi-Governmental Agencies

ARTICLE XXXVIII. ~~HARFORD COUNTY AIRPORT~~ PHILLIPS AIRFIELD

AUTHORITY

§ 9-203. CREATION.

PURSUANT TO THE AUTHORITY OF CHAPTER 535 OF THE LAWS OF MARYLAND OF 1996, THERE IS HEREBY CREATED A BODY CORPORATE AND POLITIC TO BE KNOWN AS THE ~~HARFORD COUNTY AIRPORT~~ PHILLIPS AIRFIELD AUTHORITY, HEREINAFTER REFERRED TO AS "THE AUTHORITY," WHICH SHALL BE DEEMED A PUBLIC CORPORATION.

§ 9-204. DEFINITIONS.

THE FOLLOWING WORDS, TERMS AND PHRASES, WHEN USED IN THIS ARTICLE, SHALL HAVE THE MEANINGS ASCRIBED TO THEM IN THIS SECTION:

AUTHORITY – MEANS THE HARFORD COUNTY AIRPORT PHILLIPS AIRFIELD AUTHORITY CREATED BY THIS ACT.

BONDS -- MEANS AND INCLUDES THE REVENUE BONDS, MORTGAGES, CERTIFICATES OR OTHER EVIDENCE OF INDEBTEDNESS OR OBLIGATIONS, INCLUDING LEASES WHICH THE AUTHORITY IS AUTHORIZED TO ISSUE PURSUANT TO THIS ARTICLE. BONDS SHALL:

(1) NOT BE DEEMED TO CONSTITUTE A DEBT OF THE COUNTY OR A PLEDGE OF THE FAITH AND CREDIT OF THE COUNTY OR OF THE STATE OF MARYLAND OR ANY POLITICAL SUBDIVISION OF THE STATE OF MARYLAND;

(2) BE REVENUE BONDS PAYABLE FROM THE FUNDS OF THE AUTHORITY PROVIDED FROM REVENUES OF THE PROJECT OR PROJECTS OF THE AUTHORITY;

1 (3) CONTAIN A STATEMENT ON THEIR FACE TO THE EFFECT THAT
2 THE FULL FAITH AND CREDIT OF THE COUNTY, STATE OR ANY POLITICAL
3 SUBDIVISION OF THE STATE OF MARYLAND IS NOT PLEDGED TO PAY SUCH
4 BONDS OR THE INTEREST THEREON; AND

5 (4) NOT DIRECTLY, INDIRECTLY OR CONTINGENTLY OBLIGATE
6 THE COUNTY TO LEVY OR PLEDGE ANY FORM OF TAXATION OR ANY
7 APPROPRIATION FOR THEIR PAYMENT.

8 CITY OF ABERDEEN – MEANS THE CITY OF ABERDEEN, A BODY POLITIC AND
9 CORPORATE AND A POLITICAL SUBDIVISION OF THE STATE OF MARYLAND, ACTING
10 BY AND THROUGH ITS MAYOR.

11 CITY OF HAVRE DE GRACE – MEANS THE CITY OF HAVRE DE GRACE, A BODY
12 POLITIC AND CORPORATE AND A POLITICAL SUBDIVISION OF THE STATE OF
13 MARYLAND, ACTING BY AND THROUGH ITS MAYOR.

14 CONSTRUCTION -- MEANS AND INCLUDES ACQUISITION AND CONSTRUCTION
15 AND RENOVATION, AND THE TERM “TO CONSTRUCT” MEANS AND INCLUDES TO
16 ACQUIRE AND TO CONSTRUCT, ALL IN SUCH MANNER AS MAY BE DEEMED
17 DESIRABLE.

18 COST OF PROJECT OR COST OF FACILITY -- MEANS AND INCLUDES THE COST
19 OF ALL LAND, PROPERTY, RIGHTS, EASEMENTS AND FRANCHISES DEEMED
20 NECESSARY FOR THE ACQUISITION, CONSTRUCTION AND ESTABLISHMENT OF ANY
21 PROJECT OR FACILITY, THE COST OF ALL LABOR, MATERIALS, MACHINERY AND
22 EQUIPMENT, FINANCING CHARGES, INTEREST PRIOR TO AND DURING

1 CONSTRUCTION, AND FOR 1 YEAR AFTER COMPLETION OF CONSTRUCTION, THE
2 COST OF ENGINEERING, ARCHITECTURAL, ACCOUNTING, FINANCIAL AND LEGAL
3 SERVICES, PLANS, SPECIFICATIONS, SURVEYS, ESTIMATES OF COSTS AND OF
4 REVENUES, OTHER EXPENSES NECESSARY OR INCIDENTAL TO DETERMINING THE
5 FEASIBILITY OR PRACTICABILITY OF SUCH ACQUISITION, CONSTRUCTION,
6 ADMINISTRATIVE EXPENSES AND SUCH OTHER EXPENSES THAT MAY BE
7 NECESSARY OR INCIDENTAL TO THE FINANCING HEREIN AUTHORIZED AND THE
8 ACQUISITION, CONSTRUCTION AND ESTABLISHMENT OF SUCH PROJECT OR
9 FACILITIES, INCLUDING THE PURCHASE, REMODELING, REHABILITATION,
10 RENOVATION OR RECONSTRUCTION OF ANY EXISTING FACILITIES ACQUIRED BY
11 THE AUTHORITY AS PROJECTS AND PLACING THE SAME IN OPERATION.

12 COUNTY -- MEANS THE BODY POLITIC AND CORPORATE OF THE STATE OF
13 MARYLAND KNOWN AS HARFORD COUNTY, MARYLAND.

14 COUNTY COUNCIL -- MEANS THE COUNTY COUNCIL OF HARFORD COUNTY,
15 MARYLAND.

16 EQUIPMENT -- MEANS AND INCLUDES ANY EQUIPMENT AND FURNISHINGS
17 WHATSOEVER AS MAY BE DEEMED DESIRABLE AND REQUIRED IN CONNECTION
18 WITH A PROJECT OR BY THE LESSEE OF A PROJECT, FOR THE USE AND OCCUPANCY
19 OF SUCH PROJECT, INCLUDING THE INSTALLATION OF SUCH EQUIPMENT AND
20 FURNISHINGS.

21 PROJECT -- MEANS AND INCLUDES THE PLANNING, DESIGNING,
22 CONSTRUCTING, RECONSTRUCTING, IMPROVING, REPAVING, RENOVATING,

1 REHABILITATING, EQUIPPING, FURNISHING, MAINTAINING, ACQUIRING, DISPOSING
2 OF, DEMOLISHING AND OPERATING STRUCTURES, FACILITIES, UNDERTAKINGS OR
3 ANY COMBINATION THEREOF RELATED TO ~~HARFORD COUNTY AIRPORTS~~ ANY
4 AIRPORT LOCATED ON THE FEDERALLY OWNED PROPERTY LOCATED IN HARFORD
5 COUNTY AND KNOWN AS ABERDEEN PROVING GROUND AS THE PROPERTY
6 BOUNDARIES EXIST FOR THE PROVING GROUND ON JANUARY 16, 2001.

7 REFUNDING BOND - MEANS A BOND THE PROCEEDS OF WHICH ARE
8 APPLIED TO REPAY OR REDEEM ANY OUTSTANDING BOND.

9 REVENUE BOND - MEANS A BOND THAT IS PAYABLE ONLY FROM AN
10 IDENTIFIED SOURCE OF REVENUE AND DOES NOT CONSTITUTE A PLEDGE OF THE
11 FULL FAITH AND CREDIT OF THE ISSUER THEREOF.

12 STATE -- MEANS THE STATE OF MARYLAND.

13 ~~UNAUTHORIZED PROJECTS -- INCLUDE STRUCTURES, FACILITIES OR~~
14 ~~UNDERTAKINGS WHICH ARE NOT PROJECTS AND ALSO INCLUDE ANY GOLFING~~
15 ~~FACILITY LOCATED ON PROPERTY BETWEEN THE CORPORATE LIMITS OF THE CITY~~
16 ~~OF ABERDEEN AND THE CITY OF HAVRE DE GRACE WHICH AS OF OCTOBER 1, 1996,~~
17 ~~BORDERS ON THE NORTH BOUNDARY OF ANY RAILROAD, MAINLINE RIGHT OF WAY~~
18 ~~OWNED BY THE CSX TRANSPORTATION CORPORATION OR ANY OF ITS~~
19 ~~SUBSIDIARIES AND IS USED FOR MAINLINE RAIL TRANSPORTATION PURPOSES.~~

20 **§ 9-205. MEMBERSHIP; APPOINTMENT, COMPOSITION AND TERMS; VACANCIES.**

21 A. THE AUTHORITY SHALL CONSIST OF 11 MEMBERS, EACH OF WHOM
22 SHALL BE A RESIDENT OF THE COUNTY AT THE TIME OF APPOINTMENT. EACH

1 MEMBER SHALL BE A RESIDENT OF THE STATE OF MARYLAND.

2 B. THE ORIGINAL APPOINTMENTS SHALL BE MADE IN SUCH A MANNER
3 THAT THE TERM OF 2 MEMBERS SHALL EXPIRE ON JULY 1, 2001, THE TERM OF 3
4 MEMBERS SHALL EXPIRE ON JULY 1, 2002, THE TERM OF 3 MEMBERS SHALL EXPIRE
5 ON JULY 1, 2003, AND THE TERM OF THE 3 REMAINING MEMBERS SHALL EXPIRE ON
6 JULY 1, 2004. THE ORIGINAL MEMBERS OR THEIR SUCCESSORS SHALL BE
7 APPOINTED FOR TERMS OF 4 YEARS FROM THE DATE OF EXPIRATION OF THEIR
8 RESPECTIVE TERMS OF OFFICE, EXCEPT THAT ANY PERSON APPOINTED TO FILL A
9 VACANCY SHALL SERVE ONLY FOR THE UNEXPIRED TERM, AND ANY MEMBER OF
10 THE AUTHORITY SHALL BE ELIGIBLE FOR REAPPOINTMENT. A MEMBER OF THE
11 AUTHORITY WHOSE TERM HAS EXPIRED SHALL CONTINUE TO SERVE UNTIL A
12 SUCCESSOR IS DULY APPOINTED IN ACCORDANCE WITH THE PROVISIONS HEREOF.
13 A MEMBER MAY BE REAPPOINTED BUT NO PERSON SHALL BE ELIGIBLE FOR
14 SUCCESSION AS A MEMBER AFTER SERVING ON THE AUTHORITY FOR 2
15 CONSECUTIVE 4-YEAR TERMS.

16 C. THE COUNTY EXECUTIVE SHALL PREPARE A WRITTEN LIST OF
17 PROPOSED NOMINEES FOR APPOINTMENT TO THE POSITIONS AS MEMBERS OF THE
18 AUTHORITY. THE WRITTEN LIST SHALL CONTAIN AT LEAST 3 PROPOSED NOMINEES
19 FOR EACH VACANCY. IN PREPARING THE LIST OF ORIGINAL APPOINTMENTS, THE
20 COUNTY EXECUTIVE SHALL INCLUDE 3 PROPOSED NOMINEES AS MAY BE
21 PROPOSED BY THE CITY OF ABERDEEN FOR APPOINTMENT TO EACH OF 4 3 OF SUCH
22 POSITIONS, AND SHALL INCLUDE 3 PROPOSED NOMINEES AS MAY BE PROPOSED BY

1 THE CITY OF HAVRE DE GRACE FOR APPOINTMENT TO 1 OF SUCH POSITIONS. THE
2 COUNTY EXECUTIVE SHALL INCLUDE 3 PROPOSED NOMINEES AS MAY BE
3 PROPOSED BY THE FOREST GREENS-PERRYMAN COMMUNITY ASSOCIATION FOR
4 APPOINTMENT TO 1 OF SUCH POSITIONS. IN PREPARING ANY LIST OF
5 APPOINTMENTS SUBSEQUENT TO THE ORIGINAL APPOINTMENTS, THE COUNTY
6 EXECUTIVE SHALL INCLUDE 3 PROPOSED NOMINEES AS MAY BE PROPOSED BY THE
7 CITY OF ABERDEEN FOR APPOINTMENT TO EACH POSITION THE INCUMBENT IN
8 WHICH WAS PROPOSED BY THE CITY OF ABERDEEN, AND SHALL INCLUDE 3
9 PROPOSED NOMINEES AS MAY BE PROPOSED BY THE CITY OF HAVRE DE GRACE
10 FOR APPOINTMENT TO EACH POSITION THE INCUMBENT IN WHICH WAS PROPOSED
11 BY THE CITY OF HAVRE DE GRACE. IN PREPARING ANY LIST OF APPOINTMENTS
12 SUBSEQUENT TO THE ORIGINAL APPOINTMENTS, THE COUNTY EXECUTIVE SHALL
13 INCLUDE 3 PROPOSED NOMINEES AS MAY BE PROPOSED BY THE FOREST GREENS-
14 PERRYMAN COMMUNITY ASSOCIATION FOR APPOINTMENT TO EACH POSITION THE
15 INCUMBENT IN WHICH WAS PROPOSED BY THE FOREST GREENS-PERRYMAN
16 COMMUNITY ASSOCIATION. THE COUNTY EXECUTIVE SHALL SUBMIT SUCH LIST TO
17 THE HARFORD COUNTY DELEGATION OF THE GENERAL ASSEMBLY OF THE STATE.
18 THE WRITTEN LIST SHALL BE PRESENTED TO THE DELEGATION AT LEAST 60 DAYS
19 PRIOR TO THE OCCURRENCE OF A VACANCY.

20 (1) WITHIN 14 DAYS (EXCLUDING SATURDAYS, SUNDAYS AND STATE
21 HOLIDAYS) FOLLOWING THE DATE OF RECEIPT OF THE WRITTEN LIST, THE
22 DELEGATION SHALL, BY MAJORITY VOTE, INDICATE ITS APPROVAL OF PROPOSED

1 NOMINEES ON THE WRITTEN LIST OR DELETE FROM THE WRITTEN LIST PROPOSED
2 NOMINEES THAT THE DELEGATION DOES NOT APPROVE. IN THE EVENT THE
3 DELEGATION FAILS TO EITHER APPROVE OR DISAPPROVE PROPOSED NOMINEES ON
4 THE WRITTEN LIST, WITHIN THE TIME LIMITS AS ABOVE PRESCRIBED, THE
5 PROPOSED NOMINEES ON THE WRITTEN LIST SHALL BE DEEMED APPROVED BY THE
6 DELEGATION BY OPERATION OF LAW.

7 (2) THE COUNTY EXECUTIVE MAY REPLACE THE NAME OF ANY
8 PROPOSED NOMINEE WHOSE NAME IS DISAPPROVED BY THE DELEGATION AND
9 RESUBMIT THE WRITTEN LIST TO THE DELEGATION FOR CONSIDERATION AS
10 HEREINABOVE PROVIDED; PROVIDED, THAT THE COUNTY EXECUTIVE SHALL
11 REPLACE THE NAME OF ANY PROPOSED NOMINEE SUBMITTED BY THE CITY OF
12 ABERDEEN ONLY WITH A REPLACEMENT SUBMITTED BY THE CITY OF ABERDEEN,
13 ~~AND SHALL REPLACE THE NAME OF ANY PROPOSED NOMINEE SUBMITTED BY THE~~
14 ~~CITY OF HAVRE DE GRACE ONLY WITH A REPLACEMENT SUBMITTED BY THE CITY~~
15 ~~OF HAVRE DE GRACE. HAVRE DE GRACE, AND SHALL REPLACE THE NAME OF ANY~~
16 PROPOSED NOMINEE SUBMITTED BY THE FOREST GREENS-PERRYMAN
17 ASSOCIATION ONLY WITH A REPLACEMENT SUBMITTED BY THE FOREST GREENS-
18 PERRYMAN ASSOCIATION. IN THE EVENT THAT THE DELEGATION HAS
19 DISAPPROVED ALL PROPOSED NOMINEES FROM THE CITY OF ABERDEEN, THE
20 COUNTY EXECUTIVE SHALL RESUBMIT A WRITTEN LIST WITH THE NAMES OF
21 REPLACEMENT NOMINEES PROVIDED BY THE CITY OF ABERDEEN. IN THE EVENT
22 THAT THE DELEGATION HAS DISAPPROVED ALL PROPOSED NOMINEES FROM THE

1 CITY OF HAVRE DE GRACE, THE COUNTY EXECUTIVE SHALL RESUBMIT A WRITTEN
2 LIST WITH THE NAMES OF REPLACEMENT NOMINEES PROVIDED BY THE CITY OF
3 HAVRE DE GRACE.

4 (3) AFTER COMPLETION OF THE DELEGATION'S REVIEW OF THE
5 WRITTEN LIST AS HEREINABOVE PROVIDED, THE COUNTY EXECUTIVE SHALL,
6 FROM THE WRITTEN LIST OF PROPOSED NOMINEES WHOSE NAMES ARE APPROVED
7 OR ARE DEEMED TO BE APPROVED BY THE DELEGATION AS HEREINABOVE
8 PROVIDED, SELECT THE NAME OF 1 PROPOSED NOMINEE FOR EACH VACANCY AND
9 SUBMIT THE NAME OF SUCH PROPOSED NOMINEE TO THE COUNTY COUNCIL FOR
10 APPROVAL BY THE COUNTY COUNCIL; PROVIDED, THAT: (A) IN SELECTING THE
11 NAMES FOR THE ORIGINAL APPOINTMENTS, THE COUNTY EXECUTIVE SHALL
12 SELECT 4 NAMES SUBMITTED BY THE CITY OF ~~ABERDEEN~~ AND ABERDEEN, 1 NAME
13 SUBMITTED BY THE CITY OF ~~HAVRE DE GRACE~~; HAVRE DE GRACE, AND 1 NAME
14 SUBMITTED BY THE FOREST GREENS-PERRYMAN ASSOCIATION; AND (B) IN
15 SELECTING THE NAMES FOR SUBSEQUENT APPOINTMENTS, THE COUNTY
16 EXECUTIVE SHALL SELECT A NAME SUBMITTED BY THE CITY OF ABERDEEN FOR
17 APPOINTMENT TO EACH POSITION THE INCUMBENT IN WHICH WAS PROPOSED BY
18 THE CITY OF ABERDEEN, ~~AND~~ SHALL SELECT A NAME SUBMITTED BY THE CITY OF
19 HAVRE DE GRACE FOR APPOINTMENT TO EACH POSITION THE INCUMBENT IN
20 WHICH WAS PROPOSED BY THE CITY OF ~~HAVRE DE GRACE~~. HAVRE DE GRACE, AND
21 SHALL SELECT A NAME SUBMITTED BY THE FOREST GREENS-PERRYMAN
22 ASSOCIATION FOR APPOINTMENT TO EACH POSITION THE INCUMBENT IN WHICH

1 WAS PROPOSED BY THE FOREST GREENS-PERRYMAN ASSOCIATION.

2 D. THE DIRECTOR OF ECONOMIC DEVELOPMENT AND THE DIRECTOR OF
3 PUBLIC WORKS OR THEIR DESIGNEES SHALL SERVE AS NON-VOTING ADVISORS TO
4 THE AUTHORITY.

5 E. A MEMBER OF THE AUTHORITY MAY BE REMOVED BY THE COUNTY
6 EXECUTIVE FOR CAUSE, INCLUDING ABSENCE FROM 2 OR MORE CONSECUTIVE
7 MEETINGS DURING ANY 12-MONTH PERIOD.

8 F. NEITHER THE MEMBER NOR THE MEMBER'S GRANDFATHER,
9 GRANDMOTHER, FATHER, MOTHER, SON, DAUGHTER, STEPSON, STEPDAUGHTER,
10 GRANDSON, GRANDDAUGHTER, BROTHER, SISTER, UNCLE, AUNT, NIECE OR
11 NEPHEW, OR THE SPOUSE OF ANY OF THEM, MAY HAVE A FINANCIAL INTEREST
12 IN ANY PROJECT WITH RESPECT TO WHICH THE AUTHORITY HAS JURISDICTION
13 OR ANY POWER OR AUTHORIZATION TO ACT.

14 G. A MEMBER SHALL NOT BE A COUNTY ELECTED OFFICIAL, COUNTY
15 APPOINTED OFFICIAL OR COUNTY EMPLOYEE.

16 H. A MEMBER SHALL NOT BE AN ELECTED OFFICIAL, APPOINTED
17 OFFICIAL OR EMPLOYEE OF ANY MUNICIPALITY LOCATED IN HARFORD COUNTY.

18 **§ 9-206. OFFICERS; QUORUM; DELEGATION OF POWERS.**

19 THE COUNTY EXECUTIVE SHALL APPOINT 1 MEMBER SO APPOINTED AS
20 CHAIRPERSON OF THE AUTHORITY AND SHALL NAME, FROM TIME TO TIME, ALL
21 SUCCESSOR CHAIRPERSONS OF THE AUTHORITY AS VACANCIES IN THAT OFFICE
22 SHALL OCCUR. EACH CHAIRPERSON SHALL SERVE A TERM OF 1 YEAR. A

CHAIRPERSON WHO WAS NOMINATED AS A MEMBER BY THE CITY OF ABERDEEN
PURSUANT TO THE PROVISIONS OF § 9-205 HEREOF SHALL BE SUCCEDED AS
CHAIRPERSON BY A PERSON NOT SO NOMINATED BY THE CITY OF ABERDEEN, AND
A CHAIRPERSON WHO WAS NOT NOMINATED AS A MEMBER BY THE CITY OF
ABERDEEN PURSUANT TO THE PROVISIONS OF § 9-205 HEREOF SHALL BE
SUCCEDED AS CHAIRPERSON BY A PERSON SO NOMINATED BY THE CITY OF
ABERDEEN. THE MEMBERS OF THE AUTHORITY SHALL SELECT A SECRETARY AND
A TREASURER. ~~SIX~~ EIGHT MEMBERS OF THE AUTHORITY SHALL CONSTITUTE A
QUORUM. NO VACANCY IN THE AUTHORITY SHALL IMPAIR THE RIGHT OF A
QUORUM TO EXERCISE ALL OF THE RIGHTS OR TO PERFORM ALL OF THE DUTIES OF
THE AUTHORITY. THE MEMBERS OF THE AUTHORITY SHALL NOT BE ENTITLED TO
COMPENSATION FOR THEIR SERVICES, BUT THEY SHALL BE REIMBURSED FOR
ACTUAL EXPENSES NECESSARILY INCURRED IN THE PERFORMANCE OF THEIR
DUTIES PROVIDED, HOWEVER, SUCH REIMBURSEMENT SHALL BE MADE SOLELY
FROM FUNDS RECEIVED BY THE AUTHORITY. THE AUTHORITY MAY DELEGATE TO
ONE OR MORE OF ITS MEMBERS OR TO ITS OFFICERS, AGENTS AND EMPLOYEES
SUCH POWERS AND DUTIES AS IT MAY DEEM PROPER.

§ 9-207. MEETINGS.

THE AUTHORITY SHALL CONDUCT NOT LESS THAN ~~4~~ 6 REGULAR MEETINGS
EACH FISCAL YEAR. THE DATE, TIME AND LOCATION OF EACH REGULAR MEETING
SHALL BE POSTED IN A LOCATION IN THE OFFICES OF THE AUTHORITY WHICH
SHALL BE VISIBLE TO THE PUBLIC AND SHALL ALSO BE PUBLISHED IN A

1 NEWSPAPER OF GENERAL CIRCULATION WITHIN THE COUNTY. SUCH NOTICES OF
2 REGULAR MEETINGS OR SPECIAL MEETINGS SHALL BE POSTED AND/OR PUBLISHED
3 NOT LESS THAN 7 DAYS PRIOR TO THE DATE OF A REGULAR MEETING. IN ADDITION
4 TO REGULAR MEETINGS, SPECIAL MEETINGS MAY BE SCHEDULED BY THE
5 AUTHORITY ~~AT ANY TIME~~ ON NOTICE BY THE CHAIRPERSON OF THE AUTHORITY
6 OR UPON NOTICE SIGNED BY NOT LESS THAN 6 MEMBERS OF THE AUTHORITY.

7 **§ 9-207.1. HEARINGS.**

8 THE AUTHORITY SHALL CONDUCT AT LEAST ONE PUBLIC HEARING
9 REGARDING ANY PROJECT PROPOSED BY THE AUTHORITY. A PUBLIC HEARING
10 REGARDING A PROPOSED PROJECT SHALL TAKE PLACE EITHER IN THE ABERDEEN,
11 HAVRE DE GRACE OR PERRYMAN COMMUNITY. THE DATE, TIME AND LOCATION OF
12 EACH PUBLIC HEARING HELD BY THE AUTHORITY SHALL BE POSTED IN THE
13 OFFICES OF THE AUTHORITY IN A LOCATION WHICH SHALL BE VISIBLE TO THE
14 PUBLIC. THE AUTHORITY SHALL ALSO PROVIDE NOTICE OF A PUBLIC HEARING BY
15 PUBLISHING A NOTICE ONCE A WEEK FOR 2 CONSECUTIVE WEEKS IN AT LEAST 2
16 NEWSPAPERS OF GENERAL CIRCULATION WITHIN THE COUNTY. THE SECOND
17 PUBLICATION SHALL NOT BE LESS THAN 14 CALENDAR DAYS BEFORE THE
18 HEARING.

19 **§ 9-207.2. BUDGET PROCEDURE.**

20 NO LATER THAN THREE MONTHS PRIOR TO THE BEGINNING OF EACH FISCAL
21 YEAR, THE AUTHORITY SHALL SUBMIT TO THE COUNTY COUNCIL THE PROPOSED
22 BUDGET FOR THE AUTHORITY FOR THAT FISCAL YEAR. UPON RECEIPT OF THE

AUTHORITY'S PROPOSED BUDGET, THE COUNTY COUNCIL SHALL PUBLISH IN 2
NEWSPAPERS PUBLISHED IN THE COUNTY, A NOTICE OF THE DATE, TIME AND
PLACE OF AT LEAST 2 PUBLIC HEARINGS ON THE AUTHORITY'S BUDGET TO BE
CONDUCTED BY THE COUNTY COUNCIL. THE COUNCIL MAY HOLD SUCH OTHER
PRELIMINARY HEARINGS ON THE AUTHORITY'S BUDGET FOR THE PURPOSE OF
OBTAINING INFORMATION AS IT MAY DETERMINE.

§ 9-208. POWERS.

A. THE AUTHORITY IS CREATED FOR THE PURPOSE OF OWNING, LEASING,
PLANNING, DESIGNING, CONSTRUCTING, RECONSTRUCTING, IMPROVING,
REPAVING, RENOVATING, REHABILITATING, EQUIPPING, FURNISHING,
MAINTAINING, ACQUIRING, DISPOSING OF, DEMOLISHING AND OPERATING ~~THE~~
~~AIRPORT PROJECTS~~ ANY AIRPORT LOCATED ON THE FEDERALLY OWNED PROPERTY
LOCATED IN HARFORD COUNTY AND KNOWN AS ABERDEEN PROVING GROUND AS
THE PROPERTY BOUNDARIES EXIST FOR THE PROVING GROUND ON JANUARY 16,
2001.

B. THE AUTHORITY IS HEREBY GRANTED AND MAY EXERCISE ALL
POWERS NECESSARY OR CONVENIENT FOR THE CARRYING OUT OF ITS PURPOSES,
INCLUDING THE FOLLOWING RIGHTS AND POWERS:

- (1) TO HAVE PERPETUAL EXISTENCE AS A CORPORATION;
- (2) TO SUE AND BE SUED, IMPEAD AND BE IMPEADED, COMPLAIN
AND DEFEND IN ALL COURTS;
- (3) TO ADOPT, USE AND ALTER AT WILL A CORPORATE SEAL;

1 (4) TO ACQUIRE, PURCHASE, HOLD AND USE ANY PROPERTY, REAL,
2 PERSONAL OR MIXED, TANGIBLE OR INTANGIBLE OR ANY INTEREST NECESSARY OR
3 DESIRABLE FOR CARRYING OUT THE PURPOSES OF THE AUTHORITY, AND TO LEASE
4 AS LESSEE ANY PROPERTY, REAL, PERSONAL OR MIXED, OR ANY INTEREST
5 THEREIN, FOR A TERM NOT EXCEEDING 99 YEARS AT A NOMINAL RENTAL OR SUCH
6 ANNUAL RENTAL AS MAY BE DETERMINED; TO LEASE AS LESSOR TO THE STATE OR
7 THE COUNTY OR TO ANY POLITICAL SUBDIVISION THEREOF, OR TO ANY PERSON
8 AND PROJECT AT ANY TIME CONSTRUCTED BY THE AUTHORITY, WHETHER
9 WHOLLY OR PARTIALLY COMPLETED, AND ANY PROPERTY, REAL, PERSONAL OR
10 MIXED, TANGIBLE OR INTANGIBLE OR ANY INTEREST THEREIN, AT ANY TIME
11 ACQUIRED BY THE AUTHORITY, WHETHER WHOLLY OR PARTIALLY COMPLETED;
12 AND TO SELL, TRANSFER AND CONVEY TO THE COUNTY ANY PROJECT AT ANY
13 TIME CONSTRUCTED BY THE AUTHORITY, AND ANY PROPERTY, REAL, PERSONAL
14 OR MIXED, TANGIBLE OR INTANGIBLE OR ANY INTEREST THEREIN, AT ANY TIME
15 ACQUIRED BY THE AUTHORITY;

16 (5) TO ACQUIRE BY PURCHASE, LEASE OR OTHERWISE AND TO
17 CONSTRUCT, IMPROVE, EQUIP, FURNISH, MAINTAIN, REPAIR AND OPERATE
18 PROJECTS;

19 (6) ~~TO APPOINT OFFICERS,~~ TO APPOINT OFFICERS AND PRESCRIBE
20 THEIR DUTIES AND TO HIRE ATTORNEYS, ACCOUNTANTS, AGENTS, EMPLOYEES
21 AND SERVANTS AND TO PRESCRIBE THEIR DUTIES AND FIX THEIR COMPENSATION;

22 (7) TO MAKE BYLAWS FOR THE MANAGEMENT AND REGULATION OF

1 ITS AFFAIRS;

2 (8) TO FIX, CHARGE AND COLLECT TOLLS, RATES, RENTALS AND
3 OTHER CHARGES FOR THE USE OF THE FACILITIES OF, OR FOR THE SERVICES
4 RENDERED BY, THE AUTHORITY OR PROJECTS THEREOF, AT REASONABLE RATES,
5 TO BE DETERMINED BY IT, FOR THE PURPOSE OF PROVIDING FOR THE PAYMENT OF
6 THE EXPENSES OF THE AUTHORITY, THE CONSTRUCTION, IMPROVEMENT, REPAIR,
7 EQUIPPING, FURNISHING, MAINTENANCE AND OPERATION OF ITS FACILITIES AND
8 PROJECTS, THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON ITS BONDS AND
9 OBLIGATIONS, AND TO FULFILL THE TERMS AND PROVISIONS OF ANY AGREEMENTS
10 MADE WITH THE PURCHASERS OR HOLDERS OF ANY SUCH BONDS AND
11 OBLIGATIONS;

12 (9) TO BORROW MONEY AND ISSUE NEGOTIABLE REVENUE BONDS,
13 CERTIFICATES OR OTHER EVIDENCES OF INDEBTEDNESS OR OBLIGATIONS AND TO
14 SECURE THE PAYMENT OF SUCH BONDS, OR ANY PART THEREOF, BY PLEDGE OR
15 INDENTURE OF TRUST OF ALL OR ANY PART OF ITS REVENUES, RENTALS AND
16 RECEIPTS, ALL AS MAY BE PROVIDED IN THE RESOLUTION AUTHORIZING THE
17 ISSUANCE OF SUCH BONDS, WHICH RESOLUTION SHALL BE TAKEN AS PART OF THE
18 CONTRACT WITH THE HOLDERS OF SUCH BONDS, AND TO MAKE SUCH
19 AGREEMENTS WITH THE PURCHASERS OR HOLDERS OF SUCH BONDS OR WITH
20 OTHERS IN CONNECTION WITH ANY SUCH BONDS WHETHER ISSUED OR TO BE
21 ISSUED, AS THE AUTHORITY SHALL DEEM ADVISABLE, AND IN GENERAL TO
22 PROVIDE FOR THE SECURITY FOR THE BONDS AND THE RIGHTS OF THE HOLDERS

1 THEREOF;

2 (10) TO MAKE CONTRACTS OF EVERY NAME AND NATURE, AND TO
3 EXECUTE ALL INSTRUMENTS NECESSARY OR CONVENIENT FOR THE CARRYING ON
4 OF ITS BUSINESS;

5 (11) TO BORROW MONEY AND ACCEPT GRANTS FROM, AND TO ENTER
6 INTO CONTRACTS, LEASES, MEMORANDA OF UNDERSTANDINGS OR OTHER
7 TRANSACTIONS WITH, THE UNITED STATES GOVERNMENT, ANY AGENCY OF THE
8 UNITED STATES GOVERNMENT, THE COUNTY, THE STATE, ANY AGENCY OF THE
9 STATE OR ANY OTHER POLITICAL SUBDIVISION OF THE STATE;

10 (12) TO PLEDGE, MORTGAGE, ENCUMBER, SELL, LEASE, TRANSFER OR
11 CONVEY ANY INTEREST IN ITS REAL AND PERSONAL PROPERTY TO THE COUNTY OR
12 TO ANY PERSON.

13 ~~(13) TO PARTICIPATE IN ANY SELF-INSURANCE PROGRAM~~
14 ~~SPONSORED BY THE COUNTY, THE STATE OR ANY OTHER POLITICAL SUBDIVISION~~
15 ~~OF THE STATE; AND~~

16 ~~(14) TO PROVIDE, BY CONTRACT OR OTHERWISE, FOR THE~~
17 ~~PARTICIPATION OF THE AUTHORITY'S EMPLOYEES IN ANY EMPLOYMENT~~
18 ~~PROGRAMS, INCLUDING (WITHOUT LIMITATION) INSURANCE PROGRAMS,~~
19 ~~RETIREMENT PROGRAMS, MERIT SYSTEMS AND OTHER EMPLOYEE PROGRAMS~~
20 ~~SPONSORED OR MAINTAINED BY THE COUNTY, THE STATE OR ANY OTHER~~
21 ~~POLITICAL SUBDIVISION OF THE STATE.~~

22 § 9-209. TRANSACTIONS WITH COUNTY.

1 A. ~~THE COUNTY MAY, UPON APPROVAL OF THE COUNTY EXECUTIVE AND~~
2 ~~AFTER A PUBLIC HEARING AND RESOLUTION ADOPTED BY THE COUNTY COUNCIL,~~
3 ~~CONVEY TO THE AUTHORITY THE INTEREST OF THE COUNTY IN ANY LAND, STREET,~~
4 ~~ALLEY, BUILDING, FACILITIES OR OTHER PUBLIC PLACE, UPON PAYMENT TO THE~~
5 ~~COUNTY OF THE REASONABLE VALUE OF SUCH PROPERTY.~~

6 (1) ~~THE VALUE OF THE PROPERTY SHALL BE DETERMINED BY A~~
7 ~~STATE CERTIFIED, INDEPENDENT APPRAISER WHOSE APPRAISAL SHALL BE~~
8 ~~APPROVED BY THE BOARD OF ESTIMATES OF THE COUNTY.~~

9 (2) ~~PAYMENT FOR ANY SUCH PROPERTY BY THE AUTHORITY SHALL~~
10 ~~BE MADE EITHER IN CASH OR IN BONDS OF THE AUTHORITY AT PAR VALUE.~~

11 B. ~~THE COUNTY, UPON APPROVAL OF THE COUNTY EXECUTIVE AND~~
12 ~~CONSENT OF THE COUNTY COUNCIL AFTER PUBLIC HEARING AND APPROVING~~
13 ~~RESOLUTION, MAY ASSIGN TO THE AUTHORITY ANY RATES, RENTALS, FEES OR~~
14 ~~CHARGES NOW BEING OR HEREAFTER RECEIVED BY THE COUNTY, FOR THE~~
15 ~~PURPOSE OF PROVIDING ADDITIONAL SECURITY FOR ANY BONDS TO BE ISSUED BY~~
16 ~~THE AUTHORITY OR FOR ANY OTHER PURPOSES AS MAY BE AGREED TO BY THE~~
17 ~~AUTHORITY AND THE COUNTY.~~

18 C. A. THE COUNTY MAY, UPON WRITTEN REQUEST OF THE COUNTY
19 EXECUTIVE AND RESOLUTION PASSED BY THE COUNTY COUNCIL, ADVANCE TO
20 THE AUTHORITY FROM THE GENERAL FUNDS OF THE COUNTY, UPON COMPLIANCE
21 BY THE COUNTY WITH ARTICLE V OF THE CHARTER OF THE COUNTY, MONEY TO BE
22 USED BY THE AUTHORITY TO DEFRAY EXPENSES FOR INVESTIGATION,

1 ENGINEERING AND ARCHITECTURAL STUDIES, OPINIONS AND COMPENSATION OF
2 ITS EMPLOYEES AND COUNSEL WHICH MAY BE INCURRED PRIOR TO THE SALE OF
3 ITS BONDS. ANY SUCH ADVANCE TO THE AUTHORITY BY THE COUNTY SHALL BE
4 DEEMED TO BE A LIABILITY OF THE AUTHORITY TO THE COUNTY AND SHALL BE
5 REPAID TO THE COUNTY EITHER IN THE NORMAL COURSE OF BUSINESS OR OUT OF
6 THE FIRST PROCEEDS OF SALE OF REVENUE BONDS BY THE AUTHORITY,
7 WHICHEVER EVENT SHALL FIRST OCCUR.

8 ~~D B.~~ NOTHING IN THIS SECTION SHALL BE CONSTRUED TO PROHIBIT THE
9 COUNTY FROM LEASING ANY ~~PROJECT OR~~ FACILITY OR PORTION THEREOF FROM
10 THE AUTHORITY, INCLUDING ANY ~~PROJECT OR~~ FACILITY FINANCED IN WHOLE OR
11 IN PART FROM THE PROCEEDS OF THE SALE OF BONDS OF THE AUTHORITY.

12 **§ 9-210. INDEBTEDNESS, PROCEEDS AND INVESTMENTS.**

13 A. THE AUTHORITY MAY ISSUE REVENUE BONDS, NOTES OR OTHER
14 EVIDENCES OF INDEBTEDNESS ON BEHALF OF THE COUNTY FOR THE PUBLIC
15 PURPOSES OF THE COUNTY. BONDS ISSUED BY THE AUTHORITY FOR OTHER
16 PURPOSES MAY NOT MATURE MORE THAN 20 YEARS AFTER THE DATE OF ISSUE.

17 B. INDEBTEDNESS.

18 (1) REVENUE BONDS, CERTIFICATES OR OTHER EVIDENCES OF
19 INDEBTEDNESS ISSUED UNDER THE PROVISIONS OF THIS SECTION ~~MAY~~ SHALL NOT
20 BE DEEMED TO CONSTITUTE A DEBT OF THE COUNTY OR A PLEDGE OF THE FAITH
21 AND CREDIT OF THE COUNTY OR OF THE STATE OF MARYLAND OR ANY POLITICAL
22 SUBDIVISION OF THE STATE OF MARYLAND.

1 (2) THE REVENUE BONDS, CERTIFICATES OR OTHER EVIDENCES OF
2 INDEBTEDNESS SHALL BE PAYABLE FROM THE FUNDS OF THE AUTHORITY
3 PROVIDED FROM REVENUES OF THE PROJECT OR PROJECTS OF THE AUTHORITY.

4 (3) REVENUE BONDS SHALL CONTAIN A STATEMENT ON THEIR FACE
5 TO THE EFFECT THAT THE FULL FAITH AND CREDIT OF THE COUNTY, STATE OR ANY
6 POLITICAL SUBDIVISION OF THE STATE OF MARYLAND IS NOT PLEDGED TO PAY
7 SUCH BONDS OR THE INTEREST THEREON.

8 (4) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (5) OF THIS
9 SUBSECTION, THE ISSUANCE OF THE REVENUE BONDS, CERTIFICATES OR OTHER
10 EVIDENCES OF INDEBTEDNESS UNDER THE PROVISIONS OF THIS SECTION MAY NOT
11 DIRECTLY, INDIRECTLY OR CONTINGENTLY OBLIGATE THE COUNTY TO LEVY OR
12 PLEDGE ANY FORM OF TAXATION OR ANY APPROPRIATION FOR THEIR PAYMENT.

13 ~~(5) — THE COUNTY EXECUTIVE MAY, WITH THE APPROVAL OF THE~~
14 ~~COUNTY COUNCIL, COLLATERALLY AGREE TO PROVIDE SUFFICIENT MONEY FROM~~
15 ~~THE GENERAL FUND OF THE COUNTY TO PAY ANY DEFICIENCY IN THE DEBT~~
16 ~~SERVICE REQUIREMENTS OF SUCH BONDS FOR ANY YEAR IN WHICH THERE IS A~~
17 ~~DEFICIT.~~

18 (6) (5) AN ADVANCE OF MONEY FROM THE GENERAL FUND OF THE
19 COUNTY SHALL BE REPAID FROM THE RECEIPTS, RENTALS OR REVENUES OF THE
20 AUTHORITY IN THE NEXT SUCCEEDING YEAR IN WHICH SUCH RECEIPTS, RENTALS
21 OR REVENUES EXCEED DEBT SERVICE REQUIREMENTS AND OPERATING EXPENSES.

22 ~~(7)~~ (6) AN ADVANCE OF MONEY FROM THE GENERAL FUND OF THE

1 COUNTY UNDER ANY AGREEMENT OR AGREEMENTS MAY NOT EXCEED A
2 MAXIMUM AMOUNT OF ~~\$250,000~~ \$100,000 IN ANY ONE FISCAL YEAR.

3 (8) (7) THE AUTHORITY MAY NOT ISSUE ANY BONDS IF SUCH ISSUANCE
4 WOULD REQUIRE ANY ALLOCATION OF THE MARYLAND STATE CEILING TO THE
5 COUNTY IN EXCESS OF THE INITIAL ALLOCATION TO THE COUNTY FOR ANY PERIOD
6 PURSUANT TO § 13-802 OF THE FINANCIAL INSTITUTIONS ARTICLE OF THE
7 ANNOTATED CODE OF MARYLAND.

8 C. LEGAL INVESTMENTS.

9 (1) AS PROVIDED IN CHAPTER 535 OF THE LAWS OF MARYLAND OF
10 1996, REVENUE BONDS ISSUED BY THE AUTHORITY AS AUTHORIZED BY THIS
11 SECTION ARE HEREBY MADE SECURITIES IN WHICH ALL PUBLIC OFFICERS AND
12 PUBLIC AGENCIES OF THE STATE AND ITS POLITICAL SUBDIVISIONS, AND ALL
13 BANKS, TRUST COMPANIES, SAVINGS AND LOAN ASSOCIATIONS, INVESTMENT
14 COMPANIES AND OTHERS CARRYING ON A BANKING BUSINESS, ALL
15 ADMINISTRATORS, EXECUTORS, GUARDIANS, TRUSTEES AND OTHER FIDUCIARIES,
16 AND ALL OTHER PERSONS MAY LEGALLY AND PROPERLY INVEST FUNDS,
17 INCLUDING CAPITAL, IN THEIR CONTROL OR BELONGING TO THEM.

18 (2) AS PROVIDED IN CHAPTER 535 OF THE LAWS OF MARYLAND OF
19 1996, REVENUE BONDS ISSUED BY THE AUTHORITY ARE HEREBY MADE SECURITIES
20 WHICH MAY PROPERLY AND LEGALLY BE DEPOSITED WITH AND RECEIVED BY ANY
21 STATE OR MUNICIPAL OFFICER OR ANY AGENCY OR POLITICAL SUBDIVISION OF
22 THE STATE FOR ANY PURPOSE FOR WHICH THE DEPOSIT OF BONDS OR OTHER

1 OBLIGATIONS OF THE STATE IS NOW OR MAY HEREAFTER BE AUTHORIZED BY LAW.

2 D. AS PROVIDED IN CHAPTER 535 OF THE LAWS OF MARYLAND OF 1996,
3 THE BONDS, NOTES AND OTHER EVIDENCES OF INDEBTEDNESS ISSUED BY THE
4 AUTHORITY ESTABLISHED BY THE COUNTY, THEIR TRANSFER, THE INTEREST
5 PAYABLE ON THEM AND ANY INCOME DERIVED FROM THEM INCLUDING ANY
6 PROFIT REALIZED IN THEIR SALE OR EXCHANGE, SHALL BE EXEMPT AT ALL TIMES
7 FROM TAXATION BY THE STATE, OR BY ANY OF ITS COUNTIES, MUNICIPAL
8 CORPORATIONS OR PUBLIC AGENCIES OF ANY KIND.

9 E. AS PROVIDED IN CHAPTER 535 OF THE LAWS OF MARYLAND OF 1996,
10 THE BONDS, NOTES AND OTHER EVIDENCES OF INDEBTEDNESS ISSUED BY THE
11 AUTHORITY ESTABLISHED BY THE COUNTY SHALL BE EXEMPT FROM THE
12 PROVISIONS OF ARTICLE 31, §§ 9, 10 AND 11 OF THE ANNOTATED CODE OF
13 MARYLAND, OR ANY SUCCESSOR PROVISION.

14 F. REVENUE BONDS, CERTIFICATES OR OTHER EVIDENCES OF
15 INDEBTNESS ISSUED PURSUANT HERETO: (A) MAY BE SOLD IN SUCH MANNER,
16 EITHER AT PUBLIC OR PRIVATE (NEGOTIATED) SALE, AND UPON SUCH TERMS, AT,
17 ABOVE, OR BELOW PAR, AS THE AUTHORITY DEEMS BEST; (B) SHALL BEAR
18 INTEREST AT SUCH RATE OR RATES AS MAY BE PRESCRIBED BY THE AUTHORITY,
19 OR MAY BE DETERMINED IN ACCORDANCE WITH PROCEDURES AS MAY BE
20 PRESCRIBED BY THE AUTHORITY; AND (C) MAY BE ISSUED IN SUCH FORM AND
21 EXECUTED BY SUCH OFFICER(S) AS MAY BE PRESCRIBED BY THE AUTHORITY,
22 INCLUDING (WITHOUT LIMITATION) EXECUTION BY FACSIMILE. IF ANY OFFICER

1 WHOSE SIGNATURE OR COUNTERSIGNATURE APPEARS ON ANY SUCH REVENUE
2 BONDS, CERTIFICATES OR OTHER EVIDENCES OF INDEBTNESS CEASES TO BE SUCH
3 OFFICER BEFORE DELIVERY OF SUCH REVENUE BONDS, CERTIFICATES OR OTHER
4 EVIDENCES OF INDEBTNESS, HIS SIGNATURE OR COUNTERSIGNATURE SHALL
5 NEVERTHELESS BE VALID AND SUFFICIENT FOR ALL PURPOSES THE SAME AS IF HE
6 HAD REMAINED IN OFFICE UNTIL DELIVERY.

7 G. THE AUTHORITY MAY PROVIDE BY RESOLUTION FOR THE ISSUANCE OF
8 REVENUE REFUNDING BONDS TO REFUND ANY REVENUE BONDS, CERTIFICATES OR
9 OTHER EVIDENCES OF INDEBTNESS THEN OUTSTANDING AND ISSUED PURSUANT
10 HERETO. THE ISSUANCE OF REVENUE REFUNDING BONDS, INCLUDING THE
11 MATURITIES AND OTHER DETAILS, THE RIGHTS OF THE HOLDERS, AND THE DUTIES
12 OF THE AUTHORITY, ARE CONTROLLED BY THE PROVISIONS HEREOF TO THE
13 EXTENT APPLICABLE.

14 **§ 9-211. PAYMENTS IN LIEU OF TAXES.**

15 THE AUTHORITY AND THE STATE, COUNTY, AND OTHER INCORPORATED
16 CITIES OR TOWNS IN THE COUNTY MAY ENTER INTO AN AGREEMENT, FOR SUCH
17 DURATION AS THEY MAY DETERMINE, FOR THE PAYMENT OF A STATED SUM IN
18 LIEU OF TAXES BY THE AUTHORITY TO THE STATE OR A POLITICAL SUBDIVISION OF
19 THE STATE.

20 **§ 9-212. FINANCIAL DISCLOSURE.**

21 MEMBERS OF THE AUTHORITY SHALL BE SUBJECT TO THE FINANCIAL
22 DISCLOSURE PROVISIONS IN § 23-12B(8) AND § 23-14C OF THE HARFORD COUNTY

1 CODE, AS AMENDED FROM TIME TO TIME.

2 **§ 9-213. CONSTITUTED AUTHORITY.**

3 A. IT IS THE INTENT OF THE COUNTY THAT THE AUTHORITY IS A
4 "CONSTITUTED AUTHORITY" WITHIN THE MEAN OF THE INTERNAL REVENUE CODE
5 OF 1986, AS AMENDED, AND THE RELEVANT REGULATIONS, RULINGS, AND
6 PROCEDURES.

7 B. THE POWERS OF THE AUTHORITY SHALL BE CONSTRUED TO GIVE
8 EFFECT TO THIS INTENT.

9 **§ 9-214. AUTHORITY EARNINGS.**

10 EARNINGS OF THE AUTHORITY MAY NOT ENURE TO THE BENEFIT OF PRIVATE
11 PERSONS.

12 **§ 9-215. DISSOLUTION.**

13 IF THE AUTHORITY IS DISSOLVED, THE TITLE TO ALL PROPERTY FINANCED
14 BY THE PROCEEDS OF ANY REVENUE BONDS, CERTIFICATES OR OTHER EVIDENCES
15 OF INDEBTNESS ISSUED BY THE AUTHORITY REVERTS TO THE COUNTY.

16 **§ 9-216. PROVISIONS OF TITLE PROVIDES ALTERNATIVE METHODS.**

17 THE PROVISIONS OF THIS TITLE SHALL BE DEEMED TO PROVIDE AN
18 ADDITIONAL AND ALTERNATIVE METHOD FOR THE DOING OF THE THINGS
19 AUTHORIZED HEREBY AND SHALL BE REGARDED AS SUPPLEMENTAL AND
20 ADDITIONAL TO POWERS AND CONFERRED BY OTHER LAWS AND SHALL NOT BE
21 REGARDED AS IN DEROGATION OF ANY POWERS NOW EXISTING, AND SUCH
22 PROVISIONS SHALL BE LIBERALLY CONSTRUED TO EFFECT THE PURPOSES

1 THEREOF.


2 § 9-217. SUNSET PROVISION.

3 THIS ARTICLE SHALL EXPIRE 5 YEARS FROM THE DATE OF ENACTMENT OF
4 THE LEGISLATION ~~IF AN AIRPORT AUTHORITY~~ IF A JOINT USE AGREEMENT WITH
5 ABERDEEN PROVING GROUND IS NOT ESTABLISHED.

6 Section 2. And Be It Further Enacted that this Act shall take effect 60 calendar days from the
7 date it became law.

EFFECTIVE: March 27, 2001

*The Council Administrator does hereby certify that
fifteen (15) copies of this Bill are immediately available for
distribution to the public and the press.*


Council Administrator

00-61 AS AMENDED

HARFORD COUNTY BILL NO. 00-61 (As Amended)

Brief Title) Harford County Airport Authority

is herewith submitted to the County Council of Harford County for enrollment as being the text as finally passed.

CERTIFIED TRUE AND CORRECT

ENROLLED

James E. Massey Jr.
Council Administrator

Date 1-23-01

[Signature]
Date 1.23.2001

BY THE COUNCIL

Read the third time.

Passed: SLSD 01-05 (January 23, 2001)

Failed of Passage: _____

By Order

James E. Massey, Jr.
Council Administrator

Sealed with the County Seal and presented to the County Executive for approval this 25th day of January, 2001, at 4:00 p.m.



James E. Massey, Jr.
Council Administrator

BY THE EXECUTIVE

James M. Harbino
COUNTY EXECUTIVE

APPROVED: Date 1-26-01

BY THE COUNCIL

This Bill (No. 00-61 a/a), having been approved by the Executive and returned to the Council, becomes law on January 26, 2001.

EFFECTIVE DATE: March 27, 2001

James E. Massey Jr.
Council Administrator

00-61 AS AMENDED